

BILL NO. G-94-03-11 (as amended)

GENERAL ORDINANCE NO. B-07-94

AN ORDINANCE AMENDING CHAPTER 52:  
WATER AND WATERCOURSES, SECTION  
52.15 OF THE CITY OF FORT WAYNE,  
INDIANA, CODE OF ORDINANCES

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on the 10th day of October, 1989, did pass Ordinance No. G-22-89 which established new rates and charges for the use of and service rendered by the waterworks of the City of Fort Wayne; and

WHEREAS, these rates and charges for water service to be paid by users of the system represented an increase over the previous rate; and

WHEREAS, in accordance with I.C. 8-1.5-3-8-(f)(2) said rates and charges established by the Common Council by ordinance were subject to approval by the Indiana Utility Regulatory Commission; and

WHEREAS, the Indiana Utility Regulatory Commission did not accept the rates set by the Council pursuant to Ordinance, but rather amended said rates downward by Order Number 38871 issued on March 29, 1990;

WHEREAS, the Division of City Utilities has properly assessed those rates and charges approved and ordered by the Indiana Utility Regulatory Commission since March 29, 1990; andnd

WHEREAS, the rates currently found in Chapter 52, Section 52.15 do not reflect the rates and charges established and approved by the Indiana Utility Regulatory Commission on March 29, 1990, and assessed by City Utilities.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Chapter 52, Section 52.15 of the City of Fort Wayne, Indiana, Code of Ordinances be amended to incorporate the proper rates as established and approved by Order Number 38871 of the Indiana Utility Regulatory Commission on March 29, 1990, as follows:

Inside City

There shall be and hereby are established for the use of and the service rendered by the waterworks system of the City of Fort Wayne the following rates and charges based on the use of water supplied by said waterworks System:

<u>Metered Rates Per Month</u>	<u>100 Cubic Feet</u>
First 30,000 cubic feet	\$ .852
Next 120,000 cubic feet	.672
Over 150,000 cubic feet	.498

Service Charges

Each user shall pay a monthly service charge, in addition to usage charges calculated under the metered rate schedule as follows:

<u>Size of Meter</u>	<u>Monthly Service Charges</u>
5/8"	\$ 4.32
3/4"	5.03
1"	5.56
1 1/2"	13.06
2"	26.00
3"	30.68
4"	30.98
6"	78.23
8"	103.55
10"	138.98

Municipal Service to the City of Fort Wayne

For each fire hydrant - per annum \$ 221.26

Private Fire Protection Services

Per annum - Fire Hydrant	\$ 221.26
2"	24.60
3"	55.28
4"	98.39
6"	221.26
8"	391.69
10"	612.95
12"	885.16
16"	1,573.36

Outside City

There shall be and hereby are established for the use of and the service rendered by the waterworks system of the City of Fort Wayne the following rates and charges



based on the use of water supplied by said waterworks system:

<u>Metered Rates Per Month</u>	<u>100 Cubic Feet</u>
First 30,000 cubic feet	\$ .995
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Over 150,000 cubic feet	.652

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4"	30.98
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8"	103.55
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Private Fire Protection Services

Per annum - Fire Hydrant	\$ 344.24
2"	38.24
3"	86.08
4"	152.98
6"	344.24
8"	609.31
10"	953.56
12"	1,376.99
16"	2,447.63

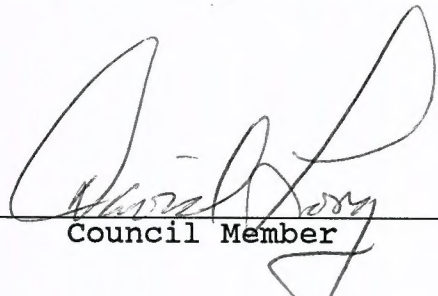
The rates and charges for water and fire protection service to General Motors, as determined from a fully-allocated cost-of-service study, are as follows:

Demand Charge (per month)	\$39,551.00
Commodity Charge (per hundred cubic feet of water metered)	\$ .1659
Customer Charge (per month)	\$ 139.00
Fire Protection Service (per month)	\$ 945.00

SECTION 2. Except for the foregoing amendments, the remaining sections of Chapter 52 of the City of Fort Wayne, Indiana, Code of Ordinances shall remain in full force and effect.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed, and the existing schedule of water rates and charges shall remain in full force and effect until the schedule of rates and charges fixed by this ordinance shall be amended and thereafter approved and ordered by the Indiana Utility Regulatory Commission.

SECTION 4. That this Ordinance shall be in full force and effect retroactive to March 29, 1990, as directed by the Indiana Utility Regulatory Commission's Order of that date.

  
Council Member

APPROVED AS TO FORM  
AND LEGALITY

  
J. TIMOTHY MCCAULAY, CITY ATTORNEY



Read the first time in full and on motion by Long, seconded by Long, and duly adopted, read the second time by title and referred to the Committee on City Publics (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

DATED: 3-8-94 Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Long, seconded by Long, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>			<u>1</u>
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GiaQUINTA	<u>✓</u>			
HENRY				<u>✓</u>
LONG	<u>✓</u>			
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 3-22-94 Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. 2-07-94 on the 22nd day of March, 1994

ATTEST: (SEAL) Don J. Schmitter  
Sandra E. Kennedy PRESIDING OFFICER  
SANDRA E. KENNEDY, CITY CLERK

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of March, 1994, at the hour of 11:30 o'clock PM, M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 24th day of March, 1994, at the hour of 1:00 o'clock PM, M., E.S.T.

Paul Helmke  
PAUL HELMKE, MAYOR

CITY OF FORT WAYNE  
Municipal Water Utility

Water Rate Schedule  
Cause No. 38871

ISSUED PURSUANT TO ORDER NUMBER
38871
DATE MAR 20 90
INDIANA UTILITY REGULATORY COMMISSION

Inside City

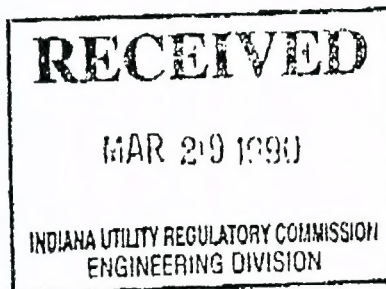
There shall be and hereby are established for the use of and the service rendered by the waterworks system of the City of Fort Wayne the following rates and charges based on the use of water supplied by said waterworks system:

a) <u>Metered Rates Per Month</u>	<u>100 Cubic Feet</u>
First 30,000 cubic feet	\$ .852
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Over 150,000 cubic feet	.498

b) Service Charges

Each user shall pay a monthly service charge, in addition to usage charges calculated under the metered rate schedule as follows:

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For each fire hydrant - per annum \$ 221.26

d) Private Fire Protection Services

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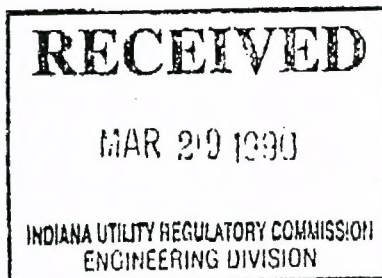
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SPECIAL CONTRACT CHARGES FOR WATER SERVICE

General Motors Truck & Bus Group  
Fort Wayne, Indiana

Cause No. 38871

ISSUED PURSUANT TO ORDER NUMBER
38871
DATE MAR 20 90
INDIANA UTILITY REGULATORY COMMISSION

The rates and charges for water and fire protection service to General Motors, as determined from a fully-allocated cost-of-service study, are as follows:

Demand Charge (per month)	\$ 39,551.00
Commodity Charge (per hundred cubic feet of water metered)	\$ .1659
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RECEIVED
MAR 29 1990
INDIANA UTILITY REGULATORY COMMISSION ENGINEERING DIVISION





# The City of Fort Wayne

Paul Helmke, Mayor

## MEMORANDUM

### LAW DEPARTMENT

TO: MEMBERS OF COMMON COUNCIL

FROM: LINDA PETERSON POWELL, STAFF ATTORNEY

DATE: March 8, 1994

SUBJECT: RATES & CHARGES/WATERWORKS

*YPP*  
*(as amended)*  
*2-93-03-11*

This Ordinance is necessary to amend the Fort Wayne Code of Ordinances to accurately reflect the water rates and charges which have been in effect since March 29, 1990. Council approved higher rates which were inserted in then Chapter 31 when it passed Ordinance G-22-89. However, as that Ordinance reads, the rates are not effective until approved by the Indiana Utility Regulatory Commission (IURC). The IURC did not approve the rates as proposed, and amended them downward; but the recitation of the rates in the Code was never changed to reflect the IURC ordered rates.

Failure to pass this Ordinance would mean that Chapter 52, Section 52.15 would continue to inaccurately reflect rates and charges fixed by the IURC and applied by the Division of City Utilities.

Should you have further questions regarding this Ordinance, please feel free to contact me or call Terry Atherton at 427-1381.

BILL NO. G-94-03-11

REPORT OF THE COMMITTEE ON  
CITY UTILITIES  
DAVID C. LONG - SAMUEL J. TALARICO - CO-CHAIR  
MARK E. GIAQUINTA  
REBECCA J. RAVINE

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS  
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) AMENDING CHAPTER 52;  
WATER AND WATERCOURSES, SECTION 52.15 OF THE CITY OF FORT WAYNE,  
INDIANA, CODE OF ORDINANCES

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

*David Long*  
*Rebecca Ravine*  
*Mark E. Giaquinta*  
*Sam Talarico*

DATED: 3-22-94.

Sandra E. Kennedy  
City Clerk



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